

RUBIN AND RUDMAN LLP

COUNSELLORS AT LAW

50 ROWES WHARF ? BOSTON, MASSACHUSETTS 02110-3319
(617) 330-7000 ? FACSIMILE: (617) 439-9556 ? FIRM@RUBINRUDMAN.COM

Andrew J. Newman
Direct Dial: (617) 330-7031
E-mail: anewman@rubinrudman.com

March 15, 2005

BY HAND AND BY E-MAIL

Mary L. Cottrell, Secretary
Department of Telecommunications and Energy
1 South Station, 2nd Floor
Boston, MA 02110

Re: Blackstone Gas Company - D.T.E. 05-7

Dear Secretary Cottrell:

Enclosed for filing please find the original and two (2) copies of Blackstone Gas Company's Motion to Intervene as a limited participant in the above-referenced proceeding.

Thank you for your assistance with this matter.

Very truly yours,



Andrew J. Newman

AJN/lms

Enclosures

cc:

Michael Killion, Esq., Hearing Officer, DTE
James M. Avery, Esq., Berkshire Gas Company
Joseph A. Rogers, Assistant Attorney General (1)

COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY

Berkshire Gas Company)
Long-Range Forecast and Supply Plan)

DTE 05-7

BLACKSTONE GAS COMPANY'S
MOTION TO INTERVENE

Pursuant to 220 C.M.R. § 1.03, Blackstone Gas Company ("Blackstone") hereby moves the Department of Telecommunications and Energy ("Department") to grant it leave to intervene as a limited participant in this proceeding. In support of its motion to intervene and as good cause to permit its intervention, Blackstone states as follows:

1. Blackstone is a jurisdictional gas company as defined in G.L. c. 164, §1.
2. Blackstone's principal office is 61 Main Street, Blackstone, Massachusetts 01504.
3. On January 31, 2005 Berkshire Gas Company ("Berkshire") filed with the Department a petition requesting approval of its Long-Range Forecast and Supply Plan, for the years 2004/2005 through 2008/2009.
4. The notice indicates that the Department will review the send-out forecast for appropriateness and accuracy, and will review the supply plan for its adequacy and cost. Decisions in this case will impact the Forecast and Supply of Blackstone to be filed later this year.

5. The Department may, in its discretion, allow any person to intervene as a party if that person is "substantially and specifically affected" by the proceeding. G.L. c. 30A, § 11 and 220 C.M.R. § 1.

6. Blackstone is substantially and specifically affected because precedent in this case will directly impact the Blackstone forecast and supply plan filing later this year.

7. No other party can adequately protect Blackstone's interest.

WHEREFORE, for all the reasons set forth, Blackstone Gas Company respectfully requests that the Department of Telecommunications and Energy grant it motion for leave to intervene as a limited participant and take any such further action as necessary and appropriate.

Respectfully submitted,

BLACKSTONE GAS COMPANY
by its attorneys,

Very truly yours,



Andrew J. Newman
Rubin and Rudman LLP
50 Rowes Wharf
Boston, MA 02110
617 – 330-7031

Date: March 15, 2005

**Motion for Leave to Intervene of
Blackstone Gas Company
D..T.E. 05-7**

CERTIFICATE OF SERVICE

I, Andrew J. Newman, hereby certify that a copy of the Blackstone Gas Company's Motion to Intervene as a limited participant was served by Hand and by e-mail to Mary L. Cottrell, Secretary, Department of Telecommunications and Energy, One South Station, 2nd Floor, Boston, MA 02110, and by first class mail, postage prepaid, to James M. Avery, Esq., Brown Rudnick Berlack Israels, One Financial Center, Boston, MA 02111, counsel for Berkshire Gas Company.



Andrew J. Newman

Date: March 15, 2005